

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-01 INR-07
L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15
USIA-06 IO-13 ACDA-07 TRSE-00 CU-02 VO-03 DHA-02
SCA-01 /086 W
-----210300Z 102879 /64

R 131121Z MAY 77
FM AMEMBASSY WARSAW
TO SECSTATE WASHDC 8133
INFO AMEMBASSY BERLIN
AMEMBASSY MOSCOW
AMEMBASSY PRAGUE
AMEMBASSY BUDAPEST
AMEMBASSY BUCHAREST
AMEMBASSY SOFIA
USMISSION NATO

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EUR/EE FOR ALAN THOMPSON

EO 11652: NA
TAGS: PFOR CSCE CVIS SHUM PL
SUBJECT: REPRESENTATION OF PROSPECTIVE IMMIGRANTS IN NON-DIVIDED
FAMILY CASES

1. A NUMBER OF PERSONS AND FAMILIES REGISTERED WITH US AS INTENDING
IMMIGRANTS, WHO DO NOT HAVE CLOSE FAMILY TIES IN THE U.S., HAVE
TOLD US THEY HAVE BEEN REFUSED POLISH PASSPORTS. THE FOLLOWING TYPES
OF CASES ARE INVOLVED:

A) PROSPECTIVE IMMIGRANTS WHO DERIVE STATUS FROM AMERICAN RELATIVES
(USUALLY DUAL NATIONALS) LIVING AND INTENDING TO REMAIN IN POLAND;

B) POLISH CITIZENS WHO DERIVE STATUS FROM AMERICAN RELATIVES
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(USUALLY DUAL NATIONALS) LIVING IN POLAND BUT INTENDING TO EMIGRATE
WITH THEIR POLISH RELATIVES;

C) POLISH CITIZENS IN THE NONPREFERENCE OR SIXTH PREFERENCE
CATEGORY (BENEFICIARIES OF APPROVED LABOR CERTIFICATIONS,
WHO MAY HAVE NO US CITIZEN OR LEGAL RESIDENT ALIEN FAMILY
RELATIONSHIP OF ANY SORT);

D) POLISH CITIZENS INTENDING TO MARRY THEIR USC FIANCES (OR FIANCEES) IN THE U.S.

2. WE HAVE NOT MADE REPRESENTATIONS ON BEHALF OF THESE PEOPLE TO THE MINISTRY OF FOREIGN AFFAIRS BECAUSE THEY DO NOT FIT ANY DEFINITION OF FAMILY DIVISION. WE BELIEVE, HOWEVER, THAT WE SHOULD DO SOMETHING FOR ANYONE ELIGIBLE FOR REGISTRATION. SINCE THE UNITED STATES HAS DECLARED ITS INTEREST IN PROMOTING FREEDOM OF TRAVEL FOR ALL PEOPLE, WE BELIEVE WE HAVE AN OBLIGATION TO EXPRESS TO THE GOP OUR CONCERN WHEN RESTRICTIONS OF TRAVEL TO THE U.S. COME TO OUR ATTENTION. WHILE ALL VISA CASES RECEIVE EQUAL TREATMENT IN THE ADMINISTRATION OF REGULATIONS, WE ALSO BELIEVE THAT THE SPECIAL EFFORTS WE MAKE FOR POLITICAL AND HUMANITARIAN REASONS ON BEHALF OF DIVIDED FAMILIES SHOULD NOT BE WITHHELD FROM THE REST OF OUR REGISTERED IMMIGRANT CASES.

3. THE EMBASSY THEREFORE PROPOSES TO SUBMIT A LIST OF NAMES OF NON-DIVIDED FAMILY CASES TO THE MFA UNDER COVER OF THE FOLLOWING DIPLOMATIC NOTE:

COMPLIMENTARY OPENING

BEGIN TEXT:

THE ATTACHED LIST CONTAINS THE NAMES OF PERSONS WHO ARE REGISTERED AT THE EMBASSY FOR IMMIGRATION TO THE UNITED STATES. THE PERSONS LISTED HAVE INDICATED LIMITED OFFICIAL USE

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THEY ARE INTERESTED IN EMIGRATING TO THE UNITED STATES BUT HAVE BEEN REFUSED POLISH EMIGRANT DOCUMENTATION.

THE SEVENTH PRINCIPLE OF THE DECLARATION OF PRINCIPLES OF THE FINAL ACT OF THE CONFERENCE ON SECURITY AND COOPERATION IN EUROPE, SIGNED IN HELSINKI ON AUGUST 1, 1975, STATES "IN THE FIELD OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS," CSCE SIGNATORY STATES "WILL ACT IN CONFORMITY WITH THE PURPOSES AND PRINCIPLES OF THE CHARTER OF THE UNITED NATIONS AND WITH THE UNIVERSAL DECLARATION OF HUMAN RIGHTS." ACCORDING TO ARTICLE 13(2) OF THE UNIVERSAL DECLARATION OF HUMAN RIGHTS, "EVERYONE HAS THE RIGHT TO LEAVE ANY COUNTRY, INCLUDING HIS OWN, AND TO RETURN TO HIS COUNTRY." IN THE JOINT STATEMENT OF THE PRESIDENT OF THE UNITED STATES OF AMERICA, GERALD R. FORD, AND THE FIRST SECRETARY OF THE CENTRAL COMMITTEE OF THE POLISH UNITED WORKERS' PARTY, EDWARD GIEREK, SIGNED IN WARSAW ON JULY 28,

1975, BOTH SIDES AGREED THAT, "IN THE SPIRIT OF THE
TRADITIONAL FRIENDSHIP BETWEEN THE TWO NATIONS, THEY
WILL CONTINUE THEIR EFFORTS TO SOLVE HUMANITARIAN
PROBLEMS AFFECTING THEIR CITIZENS."

CONSISTENT WITH THE JOINT STATEMENT OF JULY 28,
1975, AND THE FINAL ACT OF THE CONFERENCE ON
SECURITY AND COOPERATION IN EUROPE, THE EMBASSY
REQUESTS THE COOPERATION OF THE POLISH
AUTHORITIES IN REVIEWING SYMPATHETICALLY THE CASES
ON THE ATTACHED LIST AND IN AUTHORIZING THESE PERSONS
TO EMIGRATE.

END TEXT, EXCEPT FOR COMPLIMENTARY CLOSING

4. ACTION REQUEST: WE WOULD APPRECIATE RECEIVING
ANY COMMENT THE DEPARTMENT MAY HAVE ON THIS PROPOSAL
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BY MAY 25. IF WE RECEIVE NO REPLY BY THAT DATE,
WE WILL ASSUME THAT THE DEPARTMENT HAS NO OBJECTION
TO THE PROPOSAL OR TO THE TEXT OF THE NOTE. WE
EXPECT TO HAVE 14 CASES INVOLVING 47 PERSONS IN OUR LIST.

DAVIES

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: REPORTS, TEXT, LOBBYING, TRAVEL CONTROLS, EMIGRANTS, IMMIGRANTS, EXIT VISAS, DIPLOMATIC NOTES
Control Number: n/a
Copy: SINGLE
Sent Date: 13-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977WARSAW03446
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770201-0164, D770171-0049
Format: TEL
From: WARSAW
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770559/aaaabymj.tel
Line Count: 145
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: b04cd593-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
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Retention: 0
Review Action: RELEASED, APPROVED
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Review Date: 07-Feb-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
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Review Withdrawn Fields: n/a
SAS ID: 2524746
Secure: OPEN
Status: NATIVE
Subject: REPRESENTATION OF PROSPECTIVE IMMIGRANTS IN NON-DIVIDED FAMILY CASES
TAGS: PFOR, CVIS, SHUM, PL, US, CSCE
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/b04cd593-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
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EO Systematic Review
22 May 2009
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